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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
MICHAEL EDISON, )  
 )  
Defendant. )

Criminal No. CR 07-0074 WHA

**STIPULATION AND ~~PROPOSED~~  
ORDER EXCLUDING TIME**

The above-captioned matter came before the Court on October 16, 2007. The defendant was represented by Roger Patton, Esq., and the government was represented by Jeffrey Finigan, Assistant United States Attorney. The matter was set before this Court for jury trial on February 4, 2008, at 7:30 a.m.

In addition to the existing time exclusion already in place for this time period, the Court made a finding that the time from and including October 16, 2007, through and including February 4, 2008, should be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A),

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1 because the ends of justice served by taking such action outweighed the best interest of the public  
 2 and the defendant in a speedy trial. The finding was based on the need for the defendant to have  
 3 reasonable time necessary for effective preparation, taking into account the exercise of due  
 4 diligence, and for continuity of counsel pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv).

5 The parties hereby agree to and request that the case be continued until February 4, 2008,  
 6 and that the exclusion of time until then be granted. The parties agree and stipulate that the  
 7 additional time is appropriate and necessary under Title 18, United States Code, § 3161(h)(8)(A),  
 8 because the ends of justice served by this continuance outweigh the best interest of the public and  
 9 the defendant in a speedy trial. This time exclusion will allow defense counsel to effectively  
 10 prepare, taking into account the exercise of due diligence, and will provide for continuity of  
 11 counsel for the defendant.

12  
 13  
 14 DATED: October 17, 2007

/s/  
 \_\_\_\_\_  
 ROGER PATTON  
 Counsel for Michael Edison

15  
 16  
 17 DATED: October 16, 2007

/s/  
 \_\_\_\_\_  
 JEFFREY R. BENIGAN  
 Assistant U.S. Attorney

18  
 19  
 20 So ordered.

21 DATED: October 22, 2007.

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 23  
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 \_\_\_\_\_  
 WILLIAM H. ALSUP  
 UNITED STATES DISTRICT COURT JUDGE

